

Bill no.:	<u>Committee Print</u>
Amendment no.:	<u>8</u>
Date offered:	<u>10/26/05</u>
Disposition:	<u>Agreed to by VU</u>

**AMENDMENT TO THE COMMITTEE PRINT**

**OFFERED BY Mr. Walden**

**Low-power television transition**

Insert at the appropriate place the following new section:

1 **SECTION \_\_\_\_ . LOW-POWER TELEVISION TRANSITION PRO-**  
2 **VISIONS.**

3 (a) REMOVAL AND RELOCATION.—Section 337(e) of  
4 the Communications Act of 1934 (47 U.S.C. 337(e)) is  
5 amended—

6 (1) in paragraph (1), by striking “person who”  
7 and inserting “full-power television station licensee  
8 that”;

9 (2) in paragraph (2), by striking “746 mega-  
10 hertz” and inserting “698 megahertz”; and

11 (3) by adding at the end the following new  
12 paragraph:

13 “(3) CONTINUATION OF LOW-POWER BROAD-  
14 CASTING.—Subject to section 336(f) of the Commu-  
15 nications Act (47 U.S.C. 336(f)), a low-power tele-  
16 vision station, television translator station, or tele-  
17 vision booster station (as defined by Commission  
18 regulations) may operate above 698 megahertz on a



1 secondary basis in accordance with Commission  
2 rules, including rules governing completion of the  
3 digital television service transition for low-power  
4 broadcasters.”.

5 (b) EXEMPTION FROM DEADLINE.—Section  
6 309(j)(14)(A) of such Act (47 U.S.C. 309(j)(14)(A)) is  
7 amended by by inserting “full-power” before “television  
8 broadcast license”.

9 (c) ADVANCED TELEVISION SERVICES.—Section  
10 336(f)(4) of such Act (47 U.S.C. 336(f)(4)) is amended  
11 by inserting “or other low-power station” after “television  
12 translator station” in the second sentence.

13 (d) LOW-POWER TELEVISION DIGITAL-TO-ANALOG  
14 CONVERSION.—Part C of the National Telecommuni-  
15 cations and Information Administration Organization Act  
16 is amended by adding after section 159 (as added by sec-  
17 tion 5(b) of this Act) the following new section:

18 **“SEC. 160. LOW-POWER TELEVISION DIGITAL-TO-ANALOG**  
19 **CONVERSION.**

20 “(a) CREATION OF PROGRAM.—The Assistant Sec-  
21 retary shall use the funds available under subsection (d)  
22 from the Low-Power Digital-to-Analog Conversion Fund  
23 to implement and administer a program through which  
24 each eligible low-power television station may receive com-  
25 pensation toward the cost of the purchase of a digital-to-



1 analog conversion device that enables it to convert the in-  
2 coming digital signal of its corresponding full-power tele-  
3 vision station to analog format for transmission on the  
4 low-power television station's analog channel. An eligible  
5 low-power television station may receive such compensa-  
6 tion only if it submits a request for such compensation  
7 on or before December 31, 2008.

8       “(b) ELIGIBLE STATIONS.—For purposes of this sec-  
9 tion, an eligible low-power television station shall be a low-  
10 power television broadcast station, Class A television sta-  
11 tion, television translator station, or television booster  
12 station—

13           “(1) that is itself broadcasting exclusively in  
14 analog format; and

15           “(2) that has not purchased a digital-to-analog  
16 conversion device prior to enactment of this section.

17       “(c) QUALIFYING DEVICES AND AMOUNTS.—The As-  
18 sistant Secretary—

19           “(1) may determine the types of digital-to-ana-  
20 log conversion devices for which an eligible low-  
21 power broadcast television station may receive com-  
22 pensation under this section; and

23           “(2) shall determine the maximum amount of  
24 compensation such a low-power television broadcast  
25 station may receive based on the average cost of



1       such digital-to-analog conversion devices during the  
2       time period such low-power broadcast television sta-  
3       tion purchased the digital-to-analog conversion de-  
4       vice, but in no case shall such compensation exceed  
5       \$400.

6       “(d) FUNDS AVAILABLE.—From the Low-Power  
7       Digital-to-Analog Conversion Fund established by section  
8       309(j)(8)(E)(i)(II) of the Communications Act of 1934,  
9       there shall be available to carry out this section such sums  
10      as may be necessary for fiscal years 2008 and 2009. Any  
11      sums that remain unexpended in such Fund on at the end  
12      of fiscal year 2009 shall revert to and be deposited in the  
13      general fund of the Treasury.”.

14      (e) REPORT AND ORDER REQUIRED.—The Federal  
15      Communications Commission shall, not later than Decem-  
16      ber 31, 2008, issue a report and order specifying the  
17      methods and schedule by which the Commission will com-  
18      plete the digital television service transition for low-power  
19      broadcasters.

Page 11, line 13, strike “and”, and after such line  
insert the following new subclause:

20                               “(II) \$3,000,000 shall be depos-  
21                               ited in a separate fund in the Treas-  
22                               ury to be known as the ‘Low-Power  
23                               Digital-to-Analog Conversion Fund’,

5

1 and shall be available exclusively to  
2 carry out section 160 of such Act;  
3 and''.

